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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BRAND LITTLE and ROBIN BURNS,
 Individually and on Behalf of All Others Similarly
 Situated,

Plaintiffs,

v.

**PACIFIC SEAFOOD PROCUREMENT, LLC;
 PACIFIC SEAFOOD PROCESSING, LLC;
 PACIFIC SEAFOOD FLEET, LLC; PACIFIC
 SEAFOOD DISTRIBUTION, LLC; PACIFIC
 SEAFOOD USA, LLC; DULCICH, INC.;
 PACIFIC SEAFOOD – EUREKA, LLC;
 PACIFIC SEAFOOD – CHARLESTON, LLC;
 PACIFIC SEAFOOD – WARRENTON, LLC;
 PACIFIC SEAFOOD – NEWPORT, LLC;
 PACIFIC SEAFOOD – BROOKINGS, LLC;
 PACIFIC SEAFOOD – WESTPORT, LLC;
 PACIFIC SURIMI – NEWPORT LLC; BLUE
 RIVER SEAFOOD, INC.; SAFE COAST
 SEAFOODS, LLC; SAFE COAST SEAFOODS
 WASHINGTON, LLC; OCEAN GOLD
 SEAFOODS, INC.; NOR-CAL SEAFOOD,
 INC.; KEVIN LEE; AMERICAN SEAFOOD
 EXP, INC.; CALIFORNIA SHELLFISH
 COMPANY, INC.; ROBERT BUGATTO
 ENTERPRISES, INC.; ALASKA ICE
 SEAFOODS, INC.; LONG FISHERIES, INC.;
 CAITO FISHERIES, INC.; CAITO
 FISHERIES, LLC; SOUTHWIND FOODS,
 LLC; FISHERMEN’S CATCH, INC.;
 GLOBAL QUALITY FOODS, INC.; GLOBAL
 QUALITY SEAFOOD LLC; OCEAN KING**

Case No. 3:23-cv-01098-AGT

**STIPULATION BETWEEN
 PLAINTIFFS AND NON-PARTY
 PACIFIC DREAM SEAFOOD,
 INC. AND [PROPOSED] ORDER
 TAKING SETTLEMENT
 CONFERENCE OFF CALENDAR
 AND SETTING SCHEDULING
 CONFERENCE**

Judge: Honorable Alex G. Tse

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**FISH INC.;; BORNSTEIN SEAFOODS, INC.;;
ASTORIA PACIFIC SEAFOODS, LLC; and
DOES 29-60,**

Defendants.

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1 Plaintiffs Brand Little and Robin Burns (collectively, “Plaintiffs”), and Nonparty Pacific
 2 Dream Seafood, Inc. (“Pacific Dream”) have met and conferred and reached the following
 3 stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5.

4 Plaintiffs and Pacific Dream stipulated to an Early settlement Conference, Dkt. 388, and
 5 the Court subsequently referred the parties to Magistrate Judge Spero for such settlement
 6 conference, Dkt. 391.

7 A settlement conference before Magistrate Judge Spero has been set for September 16,
 8 2025 at 10:00 a.m. Dkt. 393.

9 Pursuant to the parties’ agreement (Dkt. 388) and the Court’s order granting Plaintiffs
 10 leave to file the Third Amended Complaint (Dkt. 389), Plaintiffs filed the Third Amended
 11 Complaint, which did not name Pacific Dream as a defendant, on September 2, 2025.

12 During its preparation for the settlement conference and ongoing review of the case
 13 materials Pacific Dream determined that, in order to fully and adequately participate in the
 14 settlement conference, it needs to obtain local counsel in the Northern District, and Pacific Dream
 15 has now secured local counsel.

16 In order to allow Pacific Dream’s counsel sufficient time to get up to speed on the facts of
 17 the case in preparation of settlement discussions, Plaintiffs and Pacific Dream agree that the
 18 settlement conference set for September 16, 2025 should be taken off calendar.

19 Plaintiffs and Pacific Dream are committed to pursuing good faith settlement discussions
 20 before Magistrate Judge Spero, pursuant to the Court’s previous referral, and thus request a
 21 scheduling conference be set before Magistrate Judge Spero, with the goal of setting a settlement
 22 conference in the latter half of October, subject to Magistrate Judge Spero’s availability.

23 Plaintiffs and Pacific Dream further agree that if a settlement is not reached between
 24 Plaintiffs and Pacific Dream, Pacific Dream shall do all of the following:

- 25 1) Pacific Dream will join Plaintiffs in a stipulated or joint request that Plaintiffs be given
- 26 leave to file a further amended complaint that adds Pacific Dream as a defendant;
- 27 2) Pacific Dream will consent to Judge Tse for all purposes in this matter;
- 28 3) Pacific Dream will respond to the further amended complaint within twenty-one (21)

1 days of its filing;

2 4) Pacific Dream will respond to discovery requests that Plaintiff has to this point served
3 on Defendants, which Plaintiffs has provided to Pacific Dream as of the filing of this
4 stipulation, within twenty-one (21) days of the filing of the further amended
5 complaint;

6 5) In the event that Pacific Dream intends to respond to the further amended complaint
7 with a motion to dismiss, Pacific Dream will not respond to those discovery requests
8 with any objection premised on the ground that it has or, is intending to, file a motion
9 to dismiss the further amended complaint.

10 Plaintiffs and Pacific Dream agree to hold the ADR session by October 31, 2025, or as
11 soon thereafter as permitted by Magistrate Judge Spero's availability.

12 Plaintiffs and Pacific Dream agree that the tolling ordered by the Court pursuant to the
13 parties' stipulation, Dkt. 391, remains in effect.

14 The undersigned Plaintiffs' counsel attests that he was authorized to file this stipulation on
15 behalf of both Plaintiffs and Pacific Dream.

16 Respectfully submitted,

17
18 Dated: September 10, 2025

/s/ Stuart G. Gross

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Counsel for Plaintiffs and the Proposed Class

[PROPOSED] ORDER

Pursuant to the stipulation between Plaintiffs and nonparty Pacific Dream Seafood, Inc. (“Pacific Dream”), the Court hereby orders as follows:

The settlement conference set for September 16, 2025, is taken off calendar.

Plaintiffs and Pacific Dream participate in a scheduling conference before Magistrate Judge Spero as soon as Judge Spero’s availability allows, wherein Plaintiffs and Pacific Dream shall coordinate and schedule a settlement conference before Magistrate Judge Spero to be held no later than October 31, 2025, or as soon thereafter as permitted by Magistrate Judge Spero’s availability.

In the event that a settlement is not reached between Plaintiffs and Pacific Dream, Pacific Dream shall do all of the following:

- 1) Pacific Dream will join Plaintiffs in a stipulated or joint request that Plaintiffs be given leave to file a further amended complaint that adds Pacific Dream as a defendant;
- 2) Pacific Dream will consent to Magistrate Judge Tse for all purposes in this matter;
- 3) Pacific Dream will respond to the further amended complaint within twenty-one (21) days of its filing;

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1 4) Pacific Dream will respond to discovery requests that Plaintiff has to this point served
2 on Defendants, which Plaintiffs has provided to Pacific Dream as of the filing of this
3 stipulation, within twenty-one (21) days of the filing of the further amended
4 complaint;

5 5) In the event that Pacific Dream intends to respond to the further amended complaint
6 with a motion to dismiss, Pacific Dream will not respond to those discovery requests
7 with any objection premised on the ground that it has or, is intending to, file a motion
8 to dismiss the further amended complaint.

9 The tolling ordered by the Court pursuant to the parties' stipulation, Dkt. 391, remains in
10 effect.

11
12 **IT IS SO ORDERED.**

13
14 Dated: _____

Hon. Alex G. Tse
United States Magistrate Judge